Proposed

CONSTITUTION AND BY-LAWS

OF THE

NATIVE VILLAGE OF KOBUK

ALASKA

CONSTITUTION AND BY-LAWS OF THE NATIVE VILLAGE OF KOBUK, ALASKA

We, a group of Eskimos having the common bond of living together in the village of Kobuk, Alaska, in order to promote our welfare through the developement of Governmental and Economic Enterprises do establish this Constitution and By-laws.

Article 1 - Name

The name of this orginization shall be the "Kobuk Traditional Council".

Article 2 - Definition of Territory

The exterior boundaries of Kobuk Traditional Council shall coincide with village selected lands persuant to the Alaska Native Land Claims Settlement Act, Public Law 92-203 under NANA Regional Corporation's land management policy.

Article 3 - Membership

Section 1. All persons whose names appear on the membership roll compiled by the Village shall be members of this Village. All persons enrolled in Koovukmuit, Inc. prior to merger to NANA Regional Corporation will be considered.

Section 2. New Members

A. All children of any member shall be members of this Village.

B. Any Native who becomes a resident of the Village of Kobuk, Alaska may be added to the membership roll by a majority vote of the council in its regularly called meeting.

Section 3. Any person who is 18 years of age or older will be considered an adult.

Article 4 - The Council

Section 1. There shall be a Tribal Council composed of a President and six members elected by the adult members of the community.

Section 2. The Council shall represent the community in all matters related to all Grants and Contracts and in all other undertakings. The Council shall exercise the powers enumerated in this Constitution and By-laws, and any other powers vested in the Council by this community.

Article 4 - The Council

Section 3. Each member of the council shall serve for a term of three years. Terms shall overlap so that elections for one-third of the positions on the Council shall be held each year. Length of terms at the initial shall be assigned to the Council members by lottery.

Article 5 - Powers of the Council

Section 1. To do all things for the common good which it has done or has had the right to do in the past and which are not against Federal and State Laws as may apply.

Section 2. To deal with Federal Government and its agencies and the State Government and its agencies on the behalf of the community; To deal with any person, firm, corporation, or municipality on the behalf of the community.

Section 3. To provide for filling vacancies in office consistent with this Constitution.

Section 4. To levy dues, fees, and assessments for community purposes on members of the Community and to provide for their collection and enforcement through its ordinances, for the good of the community. No such assessment shall be laid except by resolution of the council at any regularly called meeting.

Section 5. The council may have and use such other powers as may be given to it by the Federal or the State Government.

Section 6. To prevent the sale, disposition, lease or encumbrance of village lands, interests in lands or other village assets without the consent of the village.

Section 7. To employ legal counsel and fixing of fees. (To be subject to the approval of the Bureau of Indian Affairs.)

Article 6 - Change of Officers

Section 1. Any officer of the council or official of the community who is convicted of a felony or any other offence involving dishonesty or moral turpitude shall forfeit his office.

Section 2. If the office of a council member is vacant for any reason, the council may appoint a successor to serve until the next regular meeting of the community, at which time a member shall be elected to fill the unexpired term.

Article 7 - Amendments

Amendments to this Constitution and By-laws may be proposed by a resolution of the council or by a member of the community at a regularly called meeting. Amendments shall become effective when ratified by a majority vote of the adult members listed on the membership roll in accordance with Article 3 of this Constitution, provided that at least thirty-percent of those entitled to vote shall vote in such election.

Article 8 - Dissolution

This Constitution and By-laws shall continue in existance until dissolved by a majority vote of the adult Native members of this community, provided that at least thirty percent of those entitled to vote shall vote in such election.

BY-LAWS OF THE NATIVE VILLAGE
OF KOBUK, ALASKA

Article 1 - Duties of Officers

Section 1. The President. The President of the Council shall preside over all meetings of the Council and of the community, exercising the usual duties of a chairman and any other delegated to him. He may vote in the Council meetings only in case of a tie. The President is charged with general responsibilities for the administration of the community and ordinances and resolutions.

Section 2. The Vice President. The duties of the Vice President, in the absence of a President, will be the same as those of a President.

Section 3. The Secretary-Treasurer. The Secretary-Treasurer shall act as a chairman in the event the President or the Vice President is absent from the village. He shall conduct all correspondence and keep a complete and accurate record of all business transactions of the Council or the Community. He shall record all rules and regulations and ordinances in appropriate books for the information and guidance of the community members. He shall accept, receive, receipt for, preserve and safeguard all funds for which the Council is responsible. He shall make a faithful record of such funds and shall report to the Council all receipts and expenditures and the amount and the nature of all funds in his possession or custody. He shall not pay out or authorize disbursement of any funds for which he is responsible except upon authorization of the Council. He shall be responsible for certifying official Council actions and documents. The Secretary-Treasurer may be required at the request of the Council to give bond satisfactorily to the Council.

Section 4. Appointive Officers. The duties of all the Appointive Officers, agents or committees appointed by the Council shall be clearly defined by a resolution of the Council at the time of the appointment. No Appointive Officer shall serve for a term longer than the elective officer.

Section 5. The Records. All accounts, records, books and minutes of the community or council meetings shall be subject to examination by the members of the community or the Council, or the agents of the Federal or State Government having authorized business in the village.

Article 2- Qualifications of Officers

Section 1. No person may be a candidate for any elective office unless he has the qualification of a voter.

Section 2. No person who has been convicted of a felony may be a candidate for any elective office.

Article 3- Meetings

Section 1. The Council shall meet on the _____ _____, unless otherwise ordered by the Council, and at such times as may be voted by the majority of the council.

Section 2. The President may call such other special meetings as he may deem necessary by giving two days notice to the members of the Council.

Section 3. The quorum... Four Council members Shall constitute a quorum for a council meeting. One-third of the membership shall constitute a quorum for a general commmunity meeting.

Section 4. Careful and accurate records in the form of minutes shall be kept of all regular and special meetings of the council and preserved in the appropriate files of the council.

Article 4- Rights of Members

Section 1. All members of the village 18 years of age or over shall have the right to vote in village meetings and elections.

Section 2. Members of the village shall have the right to speak and meet freely in a peaceable way.

Section 3. Members of the village shall have the equal chance to share in the benefits of the village.

Article 5- Rule making power

The Council shall have the power to make rules and regulations to carry out the provisions of the Constitutions and By-laws.

Article 6- Adoption

This Constitution and By-laws shall be in effect when they are agreed to by a majority vote of the village members voting in an election called for the purpose, provided that at least 30 percent of the voting membership take part. the persons entitled to vote are all the adult residents in the village of Kobuk, Alaska.

Certification of Adoption

We, the undersigned members of the Village of Kobuk, Alaska having been chosen to be the election judges by the majority of the members, certify that we were present at an election called for the purpose of adopting this Constitution and By-laws on _____, 19____; that the foregoing was duly adopted at such election by a vote of _____ for, and _____ against, where at least 30 percent of those entitled to vote cast their ballots.

_____
Chairman, Election Board

_____
Secretary, Election Board

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